THE HON'BLE SRI JUSTICE B.PRAKASH RAO
AND
THE HON'BLE SRI JUSTICE RAMESH RANGANATHAN

W.P.NO.20622 OF 2006

ORDER: (PER HON'BLE SRI JUSTICE RAMESH RANGANATHAN)

Heard learned counsel for the petitioner and also learned Government Pleader for Commercial Tax.

Questioning the impugned proceedings of the first respondent, in dismissing the stay petition filed by the petitioner for the assessment year 2003-2004, as an order passed without application of mind and seeking a consequential direction to the third respondent not to take coercive steps for recovery of the tax in dispute for the abovementioned assessment years, pending disposal of the appeal petition on the file of Sales Tax Appellate Tribunal Additional Bench at Visakhapatnam, the present writ petition is filed.

Having regard to the facts and circumstances of the case, the writ petition is disposed of directing the third respondent not to take coercive steps for collection of tax aforementioned subject to the condition that the petitioner deposits 50% of the amount demanded within four weeks from today. If any amount has already been paid it shall be given credit to.

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B.PRAKASH RAO,J

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RAMESH RANGANATHAN,J

Dated: 29-09-2006.
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